

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES	:	CRIMINAL ACTION
	:	NO. 09-733-01
v.	:	
	:	CIVIL ACTION
JONATHAN COBB	:	NO. 13-4754
	:	

O R D E R

AND NOW, this **9th** day of **September, 2014**, upon consideration of Petitioner's pro se Motion to Vacate, Set Aside, or Correct his sentence pursuant to 28 U.S.C. § 2255 (ECF No. 221) and for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** that the motion is **GRANTED in part** and **DENIED in part** as follows:

- (1) The Court **shall hold an evidentiary hearing** as to only Petitioner's claim of ineffective assistance due to Counsel's failure to inform Petitioner of the option, and benefits, of entering an open plea;¹
- (2) The balance of Petitioner's § 2255 claims are **DENIED**; and
- (3) At the conclusion of the evidentiary hearing, the Court will determine whether a certificate of

¹ An appropriate order follows providing the date and time of the evidentiary hearing, and for appointment of counsel for Petitioner.

appealability shall issue as to any of the
petitioner's claim.

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.